

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231 on 05-12-00

Lillian S. Glenn  
Lillian S. Glenn  
Date of Signature 05-12-00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Neumayr et al. Group Art Unit:

Serial No.: **09/485,277** Examiner:

Filed: February 3, 2000 Docket No.: 1328/3

For: PROCESS TO MANUFACTURE A CELLULOSE FIBRE FROM HYDRATE CELLULOSE

\*\*\*\*\*

STATEMENT UNDER 37 C.F.R. §1.137(b)–  
REVIVAL OF UNINTENTIONALLY ABANDONED APPLICATION

Honorable Commissioner of Patents  
and Trademarks  
BOX PCT  
Washington, D.C. 20231

Sir:

Responsive to the Notification of Abandonment dated 8 May 2000 for the above-captioned patent application, it is noted that the subject case was filed under best information and belief with small entity status. As such, the small entity fee was submitted, together with an unsigned Small Entity Statement. Applicants did not receive a filing receipt or any other communication from the PTO until the aforementioned Notification of Abandonment was received on May 10, 2000. As such, a signed Small Entity Statement is enclosed herewith.

A Petition for Revival of An Application for Patent Abandoned Unintentionally under 35 CFR 1.137(b) is also being filed simultaneously, together with the small entity Petition fee (\$605.00) and an executed Declaration.

If there are any outstanding issues or if the Commissioner has any questions, it is respectfully requested that the undersigned attorney be contacted.

Although a check is being submitted herewith, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment associated with the filing of this correspondence to Deposit Account No. 50-0426.

Respectfully submitted,

JENKINS & WILSON, P.A.

Date: 5-12-08

By:

  
Richard E. Jenkins  
Registration No. 28,428

Suite 1400 University Tower  
3100 Tower Boulevard  
Durham, North Carolina 27707  
Telephone: (919) 493-8000  
Facsimile: (919) 419-0383

1328/3 REJ/lsg

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

1328/3

First named inventor: Achim Neumayr

Application No.: 09/485,277

Group Art Unit:

Filed: 02/03/2000

Examiner:

Title: PROCESS TO MANUFACTURE A CELLULOSE FIBRE FROM HYDRATE CELLULOSE

Attention: Office of Petitions  
 Assistant Commissioner for Patents  
 Box DAC  
 Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
 Information at (703)305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and
- (4) Statement that the entire delay was unintentional.

## 1. Petition fee

Small entity - fee \$ 605.00 (37 CFR 1.17(m)) 07/13/2000 ERIMANDO 00000093 09485277  
 Small entity statement enclosed herewith. 01 FC:241 605.00 OP  
 Small entity statement previously filed.  
 Other than small entity - fee \$ \_\_\_\_\_ (37 CFR 1.17(m))

## 2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of Statement under 37 CFR 1.137(b) and \$605.00 Petition Fee (identify type of reply):

has been filed previously on \_\_\_\_\_.  
 is enclosed herewith.

B. The issue fee of \$ 605.00

has been paid previously on \_\_\_\_\_.  
 is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

## 3. Terminal disclaimer with disclaimer fee

Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$\_\_\_\_\_ for a small entity or \$\_\_\_\_\_ for other than a small entity) disclaiming a period equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

## 4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

5-12-00

Date

Richard E. Jenkins

Signature

Telephone  
Number: (919) 493-8000

Richard E. Jenkins

Typed or printed name

JENKINS & WILSON, P.A.  
Suite 1400 University Tower

Address

3100 Tower Boulevard  
Durham, NC 27707 USAEnclosures:  Fee Payment

Reply

Terminal Disclaimer Form

Small Entity Status Form

Executed Declaration

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(A)]

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, D.C. 20231.

transmitted by facsimile on the date shown below to the Patent and Trademark Office at (703) 308-6916.

05-12-00

Date

Lillian S. Glenn

Signature

Lillian S. Glenn

Typed or printed name of person signing certificate